IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

PETER COLIN WESTON BURT

SERIAL NO.: 09/379,492

FILED: August 23, 1999

WELDED CLOSURE AND METHOD OF MAKING

FOR: AEROSOL DISPENSER WITH ULTRASONICALLY

GROUP ART UNIT: 3754

EXAMINER: P. Derakshani

ATTY. REFERENCE: BURT3002/REF/492

OTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

COMMISSIONER OF PATENTS AND TRADEMARKS Washington, D.C. 20231

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated: December 31, 2001 of the Primary Examiner finally rejecting claims: 20-35 and 37-40

The Appeal Fee is:

⊠ \$320.

□ \$160.

not required (fee paid in prior appeal in this application).

requested to be charged to Deposit Account Number 02-0200. A duplicate copy of this sheet is enclosed.

☐ Small Entity Status has been established.

☐ A verified statement establishing small entity status is enclosed.

The Commissioner is hereby authorized to charge any additional fees associated with this communication, including fees due under 37 CFR 1.16 and 37 CFR 1.17 or credit any overpayment to Deposit Account Number 02-0200. A duplicate copy of this sheet is enclosed.

04/02/2002 GTEFFERA 00000026 09379492

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320.00 OP

TECHNOLOGY CENTER 3700

BACON & THOMAS, PLLC 625 SLATERS LANE - FOURTH FLOOR ALEXANDRIA, VIRGINIA 223124-1176 (703) 683-0500

PATENT TRADEMARK OFFICE

DATE:

March 29, 2002

Respectfully submitted,

Richard E. Fichter Attorney for Applicant

Registration Number: 26,382

BEST AVAILABLE COPY

(01OCT00)